

REGISTER OF CLASSIFICATION DECISIONS

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| Date of entry in Register: | 22 November 2000 |
| Name of applicant/court: | The Film and Video Labelling Body Inc. |
| Applicant to the Labelling Body: | Video Wholesalers Ltd |
| Title of Publication: | Viva La Maya |
| Other Known Titles: | Not Stated |
| Director: | Not Stated |
| Producer: | Not Stated |
| Publisher: | Not Applicable |
| Author: | Not Applicable |
| Format: | DVD |
| Country of Origin: | USA |
| Language: | English |

Components of film originally examined:

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| Menu: | Interactive Rooms Previews Dark Room Chapters Bonus Audio Set Up Play Movie | Running time: |
| Feature: | Viva La Maya | 109.17 |
| Other Moving Components: | Copyright Warning Notice Legal Requirement Notice Safe Sex Notice Vivid Video Production Notice Bonus Scene Interactive Rooms Untitled Scenes Budapest Diary II The Watcher Mister Marcus' Neighbourhood Back On The Prowl Back On The Prowl 3 Back On The Prowl 4 Channel X Outdoor Hardcore Freak | 0.11 0.11 0.06 0.04 10.32 88.07 2.17 2.37 2.04 3.46 2.44 3.30 2.20 2.39 3.08 |
| Other Components: | Dark Room Stills Interactive Room Stills | Total Running time: 235.33 |

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Excision/Alteration:

Not Applicable.

Reason(s) for Excision:

Not Applicable.

Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

Direction to issue a label has not been given.

SUMMARY OF THE REASONS FOR DECISION:

The DVD entitled *Viva La Maya* is classified as:
Objectionable.

The Office of Film and Literature Classification (Classification Office) finds that the availability of the publication is likely to be injurious to the public good in view of the degree to which, and the manner in which, the publication presents sexual activity of a highly degrading nature. Excisions are unable to be considered for this publication due to the DVD format. If excisions were possible they would apply to the ejaculation scene 65 minutes and 20 seconds into the feature, and the trailers *Outdoor Hardcore*, *Freak*, *Back On the Prowl*, *Back On The Prowl 3*, and *Back On The Prowl 4*.

The provisions of the New Zealand Bill of Rights Act 1990 (NZBR Act) have been taken into account in determining the classification for *Viva La Maya*. However, by virtue of the way in which the publication deals with matters of sex, particularly its strong degrading, dehumanising and demeaning elements, the publication is regarded as objectionable. A classification of "objectionable" places a limit on the right to freedom of expression as set out in s14 of the NZBR Act. However, in relation to this

publication, the classification is considered to be a reasonable limit prescribed by law that can be demonstrably justified in a free and democratic society.

OFLC Ref: 1924